



MINUTES

HOUSE LAW ENFORCEMENT AND CRIMINAL JUSTICE STANDING COMMITTEE

LEGISLATURE

Thursday, February 25, 2021 | 4:00 p.m. | 30 House Building

Members Present:

Rep. Ryan D. Wilcox, Chair
Rep. Jefferson S. Burton, Vice Chair
Rep. Matthew H. Gwynn
Rep. Sandra Hollins
Rep. Marsha Judkins
Rep. Kelly B. Miles
Rep. Paul Ray
Rep. Angela Romero

Rep. Andrew Stoddard

Members Absent:

Rep. Francis D. Gibson
Rep. Mike Schultz

Staff Present:

John Feinauer, Policy Analyst
An Bradshaw, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

Chair Wilcox called the meeting to order at 4:06 p.m.

1 . 2nd Sub. H.B. 218 Reporting Requirement Amendments (King, B. S.)

Rep. Brian King presented the bill to the committee.

MOTION: Rep. Burton moved to replace 2nd Substitute H.B. 218 with 3rd Substitute H.B. 218. The motion passed with a vote of 5 - 0 - 6.

Yeas-5

Rep. J. Burton
Rep. M. Gwynn
Rep. K. Miles
Rep. A. Romero
Rep. R. Wilcox

Nays-0

Absent-6

Rep. F. Gibson
Rep. S. Hollins
Rep. M. Judkins
Rep. P. Ray
Rep. M. Schultz
Rep. A. Stoddard

MOTION: Rep. Miles moved to pass 3rd Substitute H.B. 218 out favorably. The motion passed with a vote of 6 - 0 - 5.

Yeas-6

Rep. J. Burton
Rep. M. Gwynn
Rep. M. Judkins
Rep. K. Miles
Rep. A. Romero
Rep. R. Wilcox

Nays-0

Absent-5

Rep. F. Gibson
Rep. S. Hollins
Rep. P. Ray
Rep. M. Schultz
Rep. A. Stoddard

2 . S.B. 179 DUI Probation Amendments (Mayne, K.)

Sen. Karen Mayne presented the bill to the committee.

Will Carlson, Deputy District Attorney, Office of the Salt Lake County Attorney, spoke in support of the bill.

Steven Burton, Executive Director, Utah Association of Criminal Defense Lawyers, spoke in support of the bill.

MOTION: Rep. Gwynn moved to pass S.B. 179 out favorably. The motion passed with a vote of 6 - 0 - 5.

Yeas-6

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hollins
Rep. K. Miles
Rep. A. Romero
Rep. R. Wilcox

Nays-0

Absent-5

Rep. F. Gibson
Rep. M. Judkins
Rep. P. Ray
Rep. M. Schultz
Rep. A. Stoddard

3 . S.B. 196 Law Enforcement Agency Disclosure Amendments (*Iwamoto, J.*)

Sen. Jani Iwamoto presented the bill with the assistance of: Major Scott Stephenson, Peace Officer Standards and Training; Dave Spatafore, Utah Chiefs of Police Association and Utah League of Cities and Towns; Nate Mutter, Assistant Chief of Investigations, Attorney General's Office, and representing the Law Enforcement Legislative Committee; and Ian Adam, Executive Director, Fraternal Order of Police.

John Park, Utah League of Cities and Towns, spoke in support of the bill.

MOTION: Rep. Burton moved to pass S.B. 196 out favorably. The motion passed with a vote of 8 - 0 - 3.

Yeas-8

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hollins
Rep. K. Miles
Rep. P. Ray
Rep. A. Romero
Rep. A. Stoddard
Rep. R. Wilcox

Nays-0

Absent-3

Rep. F. Gibson
Rep. M. Judkins
Rep. M. Schultz

4 . H.J.R. 15 Joint Resolution on Military Sexual Trauma (*Romero, A.*)

Rep. Romero presented the resolution to the committee.

MOTION: Rep. Miles moved to amend H.J.R. 15 with Amendment #1. The motion passed with a vote of 8 - 0 - 3.

Amendment 1
H.J.R. 15

1. Page , Line 28 through Page 2, Line 29:
28 {~~WHEREAS, shame and stigma create a barrier to reporting sexual assault in the armed~~
29 ~~forces;~~}
2. Page 2, Lines 41 through 42:
41 armed forces, including embarrassment, {~~fear, and shame and the challenge of separating~~
42 ~~professional and personal duties;~~} stigma, and fear of retaliation;
3. Page 2, Lines 45 through 52:
45 {~~WHEREAS, according to the DOD report, individuals who experience sexual assault~~
46 ~~do not report their assault because they fear retaliation and the lack of confidentiality when~~
47 ~~reported within the chain of command;~~
48 ~~— WHEREAS, according to the DOD report, 73% of the women and 44% of the men who~~
49 ~~experienced sexual assault in the past year did not report it because they wanted to forget about~~
50 ~~the event and move on;~~
51 ~~— WHEREAS, in addition, according to the DOD report, 61% of women and 41% of men~~
52 ~~did not want more people to know about their sexual assault;~~}
4. Page 3, Line 69:
69 violence in the United States Armed Forces.

BE IT FURTHER RESOLVED that the Legislature recognize the efforts of the Department of Defense to acknowledge the issue of sexual assault in the military and to support those who have been victims of sexual assault.

Yeas-8

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hollins
Rep. K. Miles
Rep. P. Ray
Rep. A. Romero
Rep. A. Stoddard
Rep. R. Wilcox

Nays-0

Absent-3

Rep. F. Gibson
Rep. M. Judkins
Rep. M. Schultz

MOTION: Rep. Hollins moved to pass H.J.R. 15 out favorably as amended. The motion passed with a vote of 8 - 0 - 3.

Yeas-8

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hollins
Rep. K. Miles
Rep. P. Ray
Rep. A. Romero
Rep. A. Stoddard
Rep. R. Wilcox

Nays-0

Absent-3

Rep. F. Gibson
Rep. M. Judkins
Rep. M. Schultz

5 . 2nd Sub. S.B. 139 Utah State Correctional Facility Operational Amendments (Owens, D.)

Sen. Derrin Owens presented the bill with the assistance of former senator Aaron Osmond.

MOTION: Rep. Miles moved to pass 2nd Substitute S.B. 139 out favorably. The motion passed with a vote of 8 - 0 - 3.

Yeas-8

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. P. Ray
Rep. A. Romero
Rep. R. Wilcox

Nays-0

Absent-3

Rep. F. Gibson
Rep. M. Schultz
Rep. A. Stoddard

MOTION: Rep. Miles moved to approve the minutes of February 24, 2021. The motion passed with a vote of 8 - 0 - 3.

Yeas-8

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. P. Ray
Rep. A. Romero
Rep. R. Wilcox

Nays-0

Absent-3

Rep. F. Gibson
Rep. M. Schultz
Rep. A. Stoddard



MOTION: Rep. Gwynn moved to adjourn. The motion passed with a vote of 8 - 0 - 3.

Yeas-8

Rep. J. Burton
Rep. M. Gwynn
Rep. S. Hollins
Rep. M. Judkins
Rep. K. Miles
Rep. P. Ray
Rep. A. Romero
Rep. R. Wilcox

Nays-0

Absent-3

Rep. F. Gibson
Rep. M. Schultz
Rep. A. Stoddard